

RÉSUMÉ DIGEST

ACT 335 (SB 50)

2019 Regular Session

Fannin

Prior law provided, prior to the collection of signatures, submission of a copy of the proposed petition to the secretary of state. Further provided for the secretary of state to endorse the fact and the date of filing. Provided that the petition is deemed filed as of the date of endorsement. Required the secretary of state to notify the chairperson within 10 business days, by certified mail, return receipt requested, of the date of endorsement and prohibits the collection of signatures until the receipt of the notice of endorsement.

Prior law provided for the secretary of state to immediately transmit a copy of the petition, by mail or electronically, to the registrar of voters for each parish in which the proposed incorporated area is situated. Required the registrar of voters, within 10 business days of the date of endorsement, to transmit to the chairperson and the secretary of state, by mail or electronically, a notice of the number of electors residing within the area proposed for incorporation as of the date the notice is sent to the chairperson and the secretary of state.

New law retains prior law but changes the way a petition is considered filed from being deemed filed as of the date of endorsement to considered filed when it is received in the office of the secretary of state, or at the time it is postmarked by the U.S. Postal Service or is receipted on a return receipt request form if it is subsequently received in the office of the secretary of state.

New law provides for the secretary of state to notify the chairperson of the filing date within 10 business days, by hand delivery or certified mail, return receipt requested and prohibits the collection of signatures until the receipt of the notice of the filing date.

New law retains prior law but requires the registrar of voters, within 10 business days of the date of receipt of the incorporation petition, to transmit to the chairperson and the secretary of state, by mail or electronically, a notice of the number of electors residing within the area proposed for incorporation as of the date the notice is sent to the chairperson and the secretary of state.

Effective upon signature of the governor (June 11, 2019).

(Amends R.S. 33:1(B)(1)(a) and (b))